

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF SOUTH CAROLINA

IN RE: )  
Phoenix Medical Technology, Inc. )  
 )  
Debtor(s) )

Chapter 7  
Case No.:00-07253-W

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01 MAY 18 AM 10:46  
U.S. BANKRUPTCY COURT  
DISTRICT OF SOUTH CAROLINA

TO ALL CREDITORS AND PARTIES IN INTEREST:  
NOTICE OF APPLICATION AND OPPORTUNITY FOR HEARING  
CONCERNING SALE FREE AND CLEAR OF LIENS

YOU ARE HEREBY NOTIFIED that the Trustee in this case proposes to sell the property herein described free and clear of liens according to the terms and conditions stated below. A copy of the proposed order accompanies this notice:

**TYPE OF SALE:** Private Sale

**PROPERTY TO BE SOLD:** There are seven product liability lawsuits involving the sale of products manufactured by Phoenix between 1988 until August, 2000. In addition there are several hundred suits pending nationwide and Phoenix may be added as a defendant in some of those cases. Some of these cases are in Federal Court and other cases are venued in various State courts. The law firm of Meagher and Geer, P.L.L.P., through the insurance carrier, is defending these suits. In order carry out the defense, said law firm has offered to purchase the following records of the debtor: Records, Files, Correspondence, and Documents Pertaining to the Manufacture and Sale of Phoenix Products including the Computer containing the Sales Records and Customer Data. The Trustee shall retain the right to utilize and/or access any of said records (A more detailed list of the records will be supplied to creditors who request same and pay copy and mail costs.)

**SALES PRICE:** \$500 plus an additional \$922.50 to pay for the costs of this mail out.

**APPRAISAL VALUE:** No appraisal performed but Trustee believes these records have no value to the estate.

**NAME OF BUYER:** Meagher and Geer, P.L.L.P., 4200 Multifoods Tower, 33 South Sixth Street, Minneapolis, Minnesota 55402 (612-338-0661)

**PLACE AND TIME OF SALE:** Upon expiration of notice period.

**SALES AGENT/AUCTIONEER/BROKER/ETC.** None

**COMPENSATION TO SALES AGENT/BROKER/ETC.** None

**ESTIMATED TRUSTEE'S COMPENSATION ON SALE:** \$125 (Statutory Maximum)

**LIENS/MORTGAGES/SECURITY INTERESTS ENCUMBERING PROPERTY:** No mortgages or other liens are known to the trustee as to the records of the debtor.

**DEBTOR'S EXEMPTION:** None

**PROCEEDS ESTIMATED TO BE PAID TO ESTATE:** \$500.00

Any party objecting to the Trustee's sale must do so in writing and in accordance with Local Rule 9014. All objections should be filed with the Clerk of Court at Post Office Box 1448, Columbia, South Carolina 29202, with a copy served on the Trustee at his address as shown below. A copy of the objection should also be served on the United States Trustee, 1201 Main Street, Suite 2440, Columbia, South Carolina 29201. All objections must be filed and served within twenty (20) days of the date of this notice shown below. TAKE FURTHER NOTICE that no hearing will be held on this application unless a response, return and/or objection is timely filed and served, in which case, the Court will conduct a hearing on **June 19, 2001, at 9:30 AM.** at the United States Bankruptcy Court, 1100 Laurel Street, Columbia, South Carolina 29202.

This sale is subject to a higher or better offer. Any person wishing to make a higher or better offer should submit said offer to the undersigned by no later than the last day for objecting to the trustee's proposed sale.

The Trustee may seek sanctions or other similar relief against any party filing a spurious objection to this notice.

Dated: May 14, 2001  
Rock Hill, South Carolina

W. Ryan Hovis  
W. Ryan Hovis, Trustee, Federal ID 1962  
Post Office Box 10269, Rock Hill, SC 29731-00269  
(803) 366-1916